PATENT

OTPE MAY 2 8 2003 Docket No.: 57454-224

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Hideto HIDAKA

Serial No.: 09/982,936

Filed: October 22, 2001

Group Art Unit: 2818

Examiner: D. Lam

For: THIN FILM MAGNETIC MEMORY DEVICE HAVING A MAGNETIC

TUNNEL JUNCTION

RESPONSE

Mail Stop Non-Fee Response Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Official Action dated February 28, 2003, forwarded herewith is a Terminal Disclaimer, disclaiming the terminal part of the statutory term of USP 6,359,805 and any patent issued on U.S. Application Serial Nos. 09,834,638 and 09/832,025.

It is believed that this response and Terminal Disclaimer place the application in condition for allowance, and issuance of a notice of allowance in due course is respectfully requested.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this

paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT, WILL & EMERY

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